

103<sup>RD</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 476**

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**AMENDMENTS**

***In the House of Representatives, U. S.,***

*March 21, 1994.*

*Resolved*, That the bill from the Senate (S. 476) entitled “An Act to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act”, do pass with the following

**AMENDMENTS:**

Strike out all after the enacting clause, and insert:

1 ***TITLE I—AMENDMENTS TO NA-***  
2 ***TIONAL FISH AND WILDLIFE***  
3 ***FOUNDATION ESTABLISH-***  
4 ***MENT ACT***

5 ***SEC. 101. SHORT TITLE.***

6 *This title may be cited as the “National Fish and*  
7 *Wildlife Foundation Improvement Act of 1994”.*

8 ***SEC. 102. COOPERATIVE PROGRAMS WITH NATIONAL OCE-***  
9 ***ANIC AND ATMOSPHERIC ADMINISTRATION.***

10 *Section 2(b) of the National Fish and Wildlife Foun-*  
11 *dation Establishment Act (16 U.S.C. 3701) is amended by*  
12 *inserting “and the National Oceanic and Atmospheric Ad-*  
13 *ministration” after “the United States Fish and Wildlife*  
14 *Service”.*

1 **SEC. 103. MEMBERSHIP OF BOARD OF DIRECTORS OF FOUN-**  
 2 **DATION.**

3 (a) *CONSULTATIONS REGARDING APPOINTMENTS.*—

4 (1) *IN GENERAL.*—Section 3(b) of the National  
 5 Fish and Wildlife Foundation Establishment Act (16  
 6 U.S.C. 3702(b)) is amended by adding at the end the  
 7 following: “The Secretary of the Interior shall consult  
 8 with the Under Secretary of Commerce for Oceans  
 9 and Atmosphere before appointing any Director of the  
 10 Board.”.

11 (2) *APPLICATION.*—The amendment made by  
 12 paragraph (1) shall apply to appointments of Direc-  
 13 tors of the Board of Directors of the National Fish  
 14 and Wildlife Foundation made after the date of the  
 15 enactment of this Act.

16 (b) *EXPANSION OF BOARD.*—Section 3(a) of the Na-  
 17 tional Fish and Wildlife Foundation Establishment Act (16  
 18 U.S.C. 3702(a)) is amended—

19 (1) in the matter preceding paragraph (1) by  
 20 striking “nine” and inserting “15”; and

21 (2) in paragraph (2) by striking “three” and in-  
 22 serting “4”.

23 (c) *INITIAL TERMS.*—Of the Directors on the Board  
 24 of Directors of the National Fish and Wildlife Foundation  
 25 first appointed pursuant to the amendment made by sub-  
 26 section (b)(1), notwithstanding the second sentence of sec-

tion 3(b) of the National Fish and Wildlife Foundation Establishment Act (16 U.S.C. 3702(b))—

(1) 2 shall be appointed to a term of 2 years;

(2) 2 shall be appointed to a term of 4 years;

and

(3) 2 shall be appointed to a term of 6 years;

as specified by the Secretary of the Interior at the time of appointment.

(d) COMPLETION OF APPOINTMENTS.—The Secretary of the Interior shall appoint the additional members of the Board of Directors of the National Fish and Wildlife Foundation authorized by the amendment made by subsection (a), by not later than 60 days after the date of the enactment of this Act.

(e) AUTHORITY OF BOARD NOT AFFECTED.—The authority of the Board of Directors of the National Fish and Wildlife Foundation to take any action otherwise authorized by law shall not be affected by reason of the Secretary of the Interior not having completed the appointment of Directors of the Board of Directors of the National Fish and Wildlife Foundation pursuant to the amendment made by subsection (b)(1).

1 **SEC. 104. REAUTHORIZATION OF NATIONAL FISH AND**  
 2 **WILDLIFE FOUNDATION ESTABLISHMENT**  
 3 **ACT.**

4 (a) *REAUTHORIZATION.*—Section 10 of the National  
 5 Fish and Wildlife Foundation Establishment Act (16  
 6 U.S.C. 3709) is amended—

7 (1) in subsection (a) by striking “not to exceed  
 8 \$15,000,000” and all that follows through the end of  
 9 the sentence and inserting “\$25,000,000 for each of  
 10 fiscal years 1994, 1995, 1996, 1997, and 1998.”; and

11 (2) by adding at the end the following:

12 “(c) *ADDITIONAL AUTHORIZATION.*—The amounts au-  
 13 thorized to be appropriated under this section are in addi-  
 14 tion to any amounts provided or available to the Founda-  
 15 tion under any other Federal law.”.

16 (b) *CLERICAL AMENDMENT.*—Section 10(b)(1) of the  
 17 National Fish and Wildlife Foundation Establishment Act  
 18 (16 U.S.C. 3709(b)(1)) is amended by striking “paragraphs  
 19 (2) and (3),” and inserting “paragraph (2),”.

20 **SEC. 105. CONVEYANCE OF SENECAVILLE NATIONAL FISH**  
 21 **HATCHERY.**

22 (a) *CONVEYANCE AUTHORIZED.*—Notwithstanding  
 23 any other provision of law and within 180 days after the  
 24 date of the enactment of this Act, the Secretary of the Inte-  
 25 rior shall convey to the State of Ohio without reimburse-  
 26 ment all right, title, and interest of the United States in

1 *and to the property known as the Senecaville National Fish*  
 2 *Hatchery, located in Senecaville, Ohio, including—*

3 *(1) all easements and water rights relating to*  
 4 *that property, and*

5 *(2) all land, improvements, and related personal*  
 6 *property comprising that hatchery.*

7 *(b) USE OF PROPERTY.—All property and interests*  
 8 *conveyed under this section shall be used by the Ohio De-*  
 9 *partment of Natural Resources for the Ohio fishery re-*  
 10 *sources management program.*

11 *(c) REVERSIONARY INTEREST.—All right, title, and*  
 12 *interest in and to all property and interests conveyed under*  
 13 *this section shall revert to the United States on any date*  
 14 *on which any of the property or interests are used other*  
 15 *than for the Ohio fishery resources management program.*

16 ***TITLE II—BROWNSVILLE***  
 17 ***WETLANDS POLICY CENTER***

18 ***SEC. 201. SHORT TITLE.***

19 *This title may be cited as the “Brownsville Wetlands*  
 20 *Policy Act of 1994”.*

21 ***SEC. 202. ESTABLISHMENT OF WETLANDS POLICY CENTER***

22 ***AT THE PORT OF BROWNSVILLE, TEXAS.***

23 *(a) ESTABLISHMENT OF CENTER.—For purposes of*  
 24 *utilizing grants made by the United States Fish and Wild-*  
 25 *life Service there may be established in accordance with this*

1 *title, on property owned or held in trust by the Brownsville*  
 2 *Navigation District at the Port of Brownsville, Texas, a*  
 3 *wetlands policy center which shall be known as the*  
 4 *“Brownsville Wetlands Policy Center at the Port of Browns-*  
 5 *ville, Texas” (in this title referred to as the “Center”). The*  
 6 *Center shall be operated and maintained by the Port of*  
 7 *Brownsville with programs to be administered by the Uni-*  
 8 *versity of Texas at Brownsville.*

9       (b) *MISSION OF THE CENTER.*—*The primary mission*  
 10 *of the Center shall be to utilize the unique wetlands property*  
 11 *at the Port of Brownsville and adjacent waters of South*  
 12 *Texas to focus on wetland matters for the purposes of pro-*  
 13 *tecting, restoring, and maintaining the Lagoon Ecosystems*  
 14 *of the Western Gulf of Mexico Region.*

15       (c) *BOARD OF DIRECTORS.*—*The Center shall be gov-*  
 16 *erned by a Board of Directors to oversee the management*  
 17 *and financial affairs of the Center. The Board of Directors*  
 18 *shall be cochaired by the Port of Brownsville, the University*  
 19 *of Texas at Brownsville, and the designee of the Director*  
 20 *of the Fish and Wildlife Service, and shall include as mem-*  
 21 *bers other representatives considered appropriate by those*  
 22 *cochairs.*

23       (d) *OVERSIGHT OF THE CENTER.*—

24               (1) *ANNUAL REPORT.*—*The Board of Directors of*  
 25 *the Center shall prepare an annual report and submit*

1        *it through the Director of the United States Fish and*  
 2        *Wildlife Service to the Congress.*

3            (2) *CONTENTS.*—*Annual reports under this sub-*  
 4        *section shall cover the programs, projects, activities,*  
 5        *and accomplishments of the Center. The reports shall*  
 6        *include a review of the budget of the Center, including*  
 7        *all sources of funding received to carry out Center op-*  
 8        *erations.*

9            (3) *AVAILABILITY OF INFORMATION.*—*The Board*  
 10       *of Directors of the Center shall make available all per-*  
 11       *tinent information and records to allow preparation*  
 12       *of annual reports under this subsection.*

13           (4) *GENERAL ACCOUNTING OFFICE.*—*The Comp-*  
 14       *troller General of the United States shall periodically*  
 15       *submit to the Congress reports on the operations of*  
 16       *the Center.*

17    **SEC. 203. GRANTS.**

18        *The Director of the United States Fish and Wildlife*  
 19       *Service shall, subject to the availability of appropriations,*  
 20       *make grants to the Center for use for carrying out activities*  
 21       *of the Center.*

22    **SEC. 204. LEASE.**

23        *The Director of the United States Fish and Wildlife*  
 24       *Service, subject to the availability of appropriations, may*  
 25       *enter into a long-term lease with the Port of Brownsville*



1 *for use by the Center of wetlands property owned by the*  
 2 *Port of Brownsville. Terms of the lease shall be negotiated,*  
 3 *and the lease shall be signed by both parties, prior to the*  
 4 *disposal of any Federal funds pursuant to this title. The*  
 5 *lease shall include a provision authorizing the Director to*  
 6 *terminate the lease at any time.*

7 ***SEC. 205. OTHER REQUIREMENTS.***

8 *As conditions of receiving assistance under this title—*

9 *(1) the University of Texas at Brownsville shall*  
 10 *make available to the Center for fiscal years 1994,*  
 11 *1995, 1996, and 1997—*

12 *(A) administrative office space;*

13 *(B) classroom space; and*

14 *(C) other in-kind contributions for the Cen-*  
 15 *ter, including overhead and personnel; and*

16 *(2) the Port of Brownsville shall make available*  
 17 *up to 7,000 acres of Port Property for the programs,*  
 18 *projects, and activities of the Center.*

19 *The Board of Directors of the Center shall include in their*  
 20 *annual report under section 202(d) a statement of whether*  
 21 *these conditions have been met.*

22 ***SEC. 206. AUTHORIZATION OF APPROPRIATIONS.***

23 *There are authorized to be appropriated to the Director*  
 24 *of the United States Fish and Wildlife Service \$5,000,000*  
 25 *for fiscal year 1994, \$4,000,000 for fiscal year 1995,*

1 \$4,000,000 for fiscal year 1996; and such sums as may be  
 2 necessary for fiscal year 1997, for making grants to the Cen-  
 3 ter under section 203, including for use for the establish-  
 4 ment, operation, maintenance, and management of the Cen-  
 5 ter.

6 **SEC. 207. RELATIONSHIP OF CENTER WITH THE CENTER**  
 7 **FOR ENVIRONMENTAL STUDIES AND SERV-**  
 8 **ICES, CORPUS CHRISTI, TEXAS.**

9 *None of the funds appropriated pursuant to this title*  
 10 *may be used to relocate any of the administrative oper-*  
 11 *ations of the United States Fish and Wildlife Service from*  
 12 *the Center for Environmental Studies and Services Build-*  
 13 *ing on the campus of Corpus Christi State University, to*  
 14 *the Brownsville Wetlands Policy Center at the Port of*  
 15 *Brownsville, Texas, established pursuant to this title.*

16 **TITLE III—WALTER B. JONES**  
 17 **CENTER FOR THE SOUNDS AT**  
 18 **THE POCOSIN LAKES NA-**  
 19 **TIONAL WILDLIFE REFUGE**

20 **SEC. 301. FINDINGS.**

21 *The Congress finds the following:*

22 *(1) The Pocosin Lakes National Wildlife Refuge,*  
 23 *located in northeastern North Carolina, provides*  
 24 *unique opportunities for observing and interpreting*

1     *the biological richness of the region's estuaries and*  
2     *wetlands.*

3             *(2) Although there are 10 national wildlife ref-*  
4     *uges in eastern North Carolina, not one has an edu-*  
5     *cational or interpretative center for visitors.*

6             *(3) The State of North Carolina, Tyrrell County,*  
7     *the town of Columbia, the Conservation Fund, and*  
8     *private citizens have proposed to enter into a partner-*  
9     *ship with the United States Fish and Wildlife Service*  
10    *to establish an educational and interpretative facility*  
11    *to be known as the Center for the Sounds.*

12            *(4) Establishment of the Center for the Sounds*  
13    *would bestow economic benefits upon Tyrrell County*  
14    *and the town of Columbia.*

15            *(5) The Federal Government has designated the*  
16    *Albemarle-Pamlico estuary system of northeastern*  
17    *North Carolina as an estuary of national concern.*

18            *(6) Throughout his congressional career, the*  
19    *Honorable Walter B. Jones was a strong supporter of*  
20    *the National Wildlife Refuge System.*

21            *(7) During his years of service in the House of*  
22    *Representatives, Walter B. Jones supported the estab-*  
23    *lishment and expansion of National Wildlife Refuges*  
24    *in eastern North Carolina; these include 6 new Na-*  
25    *tional Wildlife Refuges established in his district, in-*

1       cluding the Alligator River National Wildlife Refuge  
2       and the Pocosin Lakes National Wildlife Refuge,  
3       which are respectively the third largest and fifth larg-  
4       est National Wildlife Refuges east of the Mississippi  
5       River.

6               (8) Walter B. Jones helped increase refuge acre-  
7       age in his district by over 303,000 acres, thus ensur-  
8       ing the protection of these lands for wildlife habitat  
9       and public recreation.

10              (9) Walter B. Jones' support for reintroducing  
11       endangered red wolves into the wild at Alligator  
12       River National Wildlife Refuge was a major factor in  
13       securing public acceptance of, and support for, this  
14       first successful effort to reintroduce endangered preda-  
15       tors into formerly occupied habitat.

16              (10) Walter B. Jones devoted much of his con-  
17       gressional career, including his years as Chairman of  
18       the Merchant Marine and Fisheries Committee, to the  
19       conservation of fish and wildlife, for the benefit of the  
20       Nation and the people of North Carolina.

21              (11) Walter B. Jones should most appropriately  
22       be recognized for his work on behalf of fish and wild-  
23       life conservation by having the Center for the Sounds  
24       at the Pocosin Lakes National Wildlife Refuge System  
25       named in his honor.

1 **SEC. 302. AUTHORITY TO CONSTRUCT AND OPERATE FACIL-**  
2 **ITY.**

3 *The Secretary of the Interior may, subject to the avail-*  
4 *ability of appropriations, construct and operate a facility*  
5 *at the Pocosin Lakes National Wildlife Refuge in Tyrrell*  
6 *County, North Carolina, which shall be known as the “Wal-*  
7 *ter B. Jones Center for the Sounds”, for the following pur-*  
8 *poses:*

9 (1) *Providing public opportunities, facilities,*  
10 *and resources to study the natural history and natu-*  
11 *ral resources of northeastern North Carolina.*

12 (2) *Offering a variety of environmental edu-*  
13 *cational programs and interpretive exhibits.*

14 (3) *Fostering an awareness and understanding*  
15 *of the interactions among wildlife, estuarine and wet-*  
16 *land ecosystems, and human activities.*

17 (4) *Providing office space and facilities for ref-*  
18 *uge administration, research, education, and related*  
19 *activities.*

20 **SEC. 303. DESIGN.**

21 *The Secretary of the Interior shall ensure that the de-*  
22 *sign, size, and location of a facility constructed under this*  
23 *title are consistent with the cultural and natural history*  
24 *of the area with which the facility will be concerned.*

1 **SEC. 304. COST SHARING.**

2       *The Secretary of the Interior may accept contributions*  
3 *of funds from non-Federal sources to pay the costs of operat-*  
4 *ing and maintaining the facility authorized under this*  
5 *title, and shall take appropriate steps to seek to obtain such*  
6 *contributions.*

7 **SEC. 305. REPORT.**

8       *Not later than 6 months after the date of the enactment*  
9 *of this Act, the Secretary of the Interior shall submit a re-*  
10 *port to the Congress on progress made in designing and*  
11 *constructing a facility under this title, including steps*  
12 *taken under section 304 to obtain contributions and any*  
13 *such contributions that have been pledged to or received by*  
14 *the United States.*

15       Amend the title so as to read: “An Act to reauthorize  
16 and amend the National Fish and Wildlife Foundation Es-  
17 tablishment Act, and for other purposes.”.

Attest:

Clerk.